



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Robert J. Dindoffer

APR 27 2016

Gross Pointe Park, MI 48230

RE: MUR 6622
Robert J. Dindoffer

Dear Mr. Dindoffer:

On August 9, 2012, the Federal Election Commission notified you of a complaint alleging violations of the Federal Election Campaign Act of 1971, as amended.

On April 12, 2016, the Commission found, on the basis of the information in the complaint, and information provided by you, that there is no reason to believe that you violated 52 U.S.C. § 30116(a)(1)(A) (formerly 2 U.S.C. § 441a(a)(1)(A)). Accordingly, the Commission closed its file in this matter as it pertains to you. The Factual and Legal Analysis, explaining the Commission's finding, is enclosed.

The Commission reminds you that the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A) remain in effect, and that this matter is still open with respect to other respondents. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact Roy Q. Luckett, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Allen".

Mark Allen
Assistant General Counsel

Enclosure
Factual and Legal Analysis

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: Robert J. Dindoffer

MUR: 6622

I. INTRODUCTION

This matter was generated by a complaint filed with the Federal Election Commission ("Commission") by Paul Welday. *See* 52 U.S.C. § 30109(a)(1) (formerly 2 U.S.C. § 437g(a)(1)).

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended, prohibits any person from making contributions to any candidate and the candidate's authorized political committee in excess of the limits at 52 U.S.C. § 30116(a) (formerly 2 U.S.C. § 441a(a)), and candidate committees are prohibited from knowingly accepting excessive contributions.

52 U.S.C. § 30116(f) (formerly 2 U.S.C. § 441a(f)). For the 2011-2012 election cycle, individuals were permitted to contribute a maximum of \$2,500 to a candidate or candidate committee per election. 52 U.S.C. § 30116(a)(1)(A) (formerly 2 U.S.C. § 441a(a)(1)(A)).

The Complaint alleges that Kerry Bentivolio for US Congress ("Committee") received contributions totaling \$3,000 from Robert J. Dindoffer, \$500 over the \$2,500 limit. Compl. at 3-4. Dindoffer denies this allegation, stating that he initially intended that the contributions would be attributed partly for the regular primary and partly for the regular general election. Dindoffer Resp. at 1 (Sept. 21, 2012). After a special election was called, however, he "requested that the portion attributed to the regular general election be re-attributed to the special primary." *Id.* The Committee amended its 2012 July Quarterly Report on September 12, 2012, disclosing four Dindoffer contributions: (1) \$2,500 on June 3 designated for the 2012 primary election; (2) \$500 on June 14 designated for the 2012 special primary election; (3) \$2,500 on June 18 designated

1 for the 2012 primary election; and (4) a \$515.57 in-kind contribution on June 20 designated for
2 the 2012 special primary election. *See* Amended 2012 July Quarterly Report at 7-8, *available at*
3 <http://docquery.fec.gov/pdf/354/12952908354/12952908354.pdf>. On June 13, 2012, the
4 Committee refunded the first \$2,500 contribution. *Id.* at 21.

5 Because the available information shows that Dindoffer did not make an excessive
6 contribution, the Commission has determined to find no reason to believe Robert J. Dindoffer
7 violated 52 U.S.C. § 30116(a)(1)(A) (formerly 2 U.S.C. § 441a(a)(1)(A)).

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